



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa0127/1
PJK:wlj:ph

**ASSEMBLY AMENDMENT 1,
TO 2011 ASSEMBLY BILL 4**

January 25, 2011 – Offered by Representative KAPENGA.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 10, line 8: delete lines 8 to 22 and substitute:

3 “**SECTION 17m.** 632.32 (4) (title) of the statutes is amended to read:

4 632.32 (4) (title) ~~REQUIRED UNINSURED MOTORIST, UNDERINSURED MOTORIST, AND~~

5 ~~MEDICAL PAYMENTS COVERAGES.~~

6 **SECTION 18m.** 632.32 (4) (a) 1. of the statutes is amended to read:

7 632.32 (4) (a) 1. Excluding a policy written by a town mutual organized under
8 ch. 612, uninsured motorist coverage, in limits of at least \$100,000 \$25,000 per
9 person and \$300,000 \$50,000 per accident.

10 **SECTION 19m.** 632.32 (4) (a) 2m. of the statutes is repealed.

11 **SECTION 20c.** 632.32 (4) (a) 3m. of the statutes is renumbered 632.32 (4) (a) 2.

12 and amended to read:

1 632.32 (4) (a) 2. Medical payments coverage, in the amount of at least \$10,000
2 \$1,000 per person. Coverage written under this subdivision may be excess coverage
3 over any other source of reimbursement to which the insured person has a legal right.

4 **SECTION 20m.** 632.32 (4) (bc) of the statutes is amended to read:

5 632.32 (4) (bc) Notwithstanding par. (a) ~~3m.~~ 2., the named insured may reject
6 medical payments coverage. If the named insured rejects the coverage, the coverage
7 need not be provided in a subsequent renewal policy issued by the same insurer
8 unless the insured requests it in writing.

9 **SECTION 21c.** 632.32 (4) (d) of the statutes is amended to read:

10 632.32 (4) (d) This subsection does not apply to commercial liability policies or
11 umbrella or excess liability policies, ~~which are subject to sub. (4r).~~

12 **SECTION 21m.** 632.32 (4m) of the statutes is created to read:

13 632.32 (4m) UNDERINSURED MOTORIST COVERAGE. (a) Except as provided in par.
14 (e), an insurer writing policies that insure with respect to a motor vehicle registered
15 or principally garaged in this state against loss resulting from liability imposed by
16 law for bodily injury or death suffered by a person arising out of the ownership,
17 maintenance, or use of a motor vehicle shall provide to one insured under each such
18 insurance policy that goes into effect after the effective date of this paragraph ...
19 [LRB inserts date], that is written by the insurer and that does not include
20 underinsured motorist coverage written notice of the availability of underinsured
21 motorist coverage, including a brief description of the coverage. An insurer is
22 required to provide the notice required under this paragraph only one time and in
23 conjunction with the delivery of the policy.

24 (b) Acceptance or rejection of underinsured motorist coverage by a person after
25 being notified under par. (a) need not be in writing. The absence of a premium

1 payment for underinsured motorist coverage is conclusive proof that the person has
2 rejected such coverage. The rejection of such coverage by the person notified under
3 par. (a) shall apply to all persons insured under the policy, including any renewal of
4 the policy.

5 (c) If a person rejects underinsured motorist coverage after being notified under
6 par. (a), the insurer is not required to provide such coverage under a policy that is
7 renewed to the person by that insurer unless an insured under the policy
8 subsequently requests such underinsured motorist coverage in writing.

9 (d) If an insured accepts underinsured motorist coverage, the insurer shall
10 include the coverage in limits of at least \$50,000 per person and \$100,000 per
11 accident.

12 (e) This subsection does not apply to commercial liability policies or umbrella
13 or excess liability policies.”.

14 **2.** Page 12, line 5: after “(4)” insert “(title)”.

15 **3.** Page 12, line 6: delete “3m. and (d)” and substitute “3m., (bc), and (d), (4m)”.

16 (END)