

# ALASKA STATE LEGISLATURE

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## *Sectional Analysis: CS for Senate Bill 58 (L&C)*

*By the Senate State Affairs Committee, by Request*

“An Act relating to transportation network companies and drivers; relating to transportation network company and driver automobile insurance; relating to workers’ compensation for horse carriage services and transportation network companies; and providing for an effective date.”

**Section 1:** Amends AS 21.96 by adding a new section

### **21.96.018 Transportation network company insurance provisions**

Insurers may exclude coverage offered under a policy of an owner or operator of a personal vehicle while logged onto a transportation network company digital network or engaged in a prearranged ride. Exclusions of this section apply regardless of the requirements under AS 28.20. This section does not require or preclude a personal automobile insurance policy to provide coverage while the driver is logged onto the network or engaged in a prearranged ride. Holds insurers not liable for excluding coverage of under a personal insurance policy while logged onto a digital network or engaging in a prearranged ride. Requires cooperation of transportation network companies and insurers during a claims investigation.

**Section 2:** Amends AS 21.96 by adding new section to provide the following definitions:

- Digital network
- Personal vehicle
- Prearranged ride
- Transportation network company
- Transportation network company driver
- Transportation network company rider

**Section 3:** Amends AS 23.30.230(a) by adding new language to exempt transportation network company drivers and horse carriage operator from the Workers’ Compensation Act.

**Section 4:** Amends AS 23.30.230(c) by adding new definitions.

**Section 5:** Amends AS 28 by adding a new chapter

## **Chapter 23 Transportation Network Companies and Drivers**

### **AS 28.23.010. Financial Responsibility of transportation network companies.**

Requires either the transportation network company driver or transportation network company on behalf of the driver to maintain primary automobile insurance while logged onto the digital network or while engaging in a prearranged ride. Institutes insurance requirements for when drivers are logged into a digital network and engaging in a prearranged ride. Requires the transportation network company to provide insurance if the driver's insurance has lapsed.

Required insurance may be placed with an insurer licensed under AS 21.09.010 or AS 21.34.

Insurance requirements of this section satisfy the requirements of AS 28.20. Requires proof of insurance.

### **AS 28.23.015. Transportation network company automobile insurance disclosures.**

Requires a transportation network company to disclose in writing to transportation network company drivers the insurance coverage provided while the driver uses a personal vehicle in connection to a digital network or while engaged in a prearranged ride, and that the driver's personal insurance may not provide coverage when logged onto a digital network or engaging in a prearranged ride.

### **AS 28.23.200 Definitions**

Provides new definitions for AS 28.23.

**Section 6:** Applicability clause.

**Section 7:** Retroactivity clause.

**Section 8:** Section 5 effective date

**Section 9:** Immediate effective date for all sections excluding section 8.