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Bailey  
2/20/12

**CS FOR SENATE BILL NO. 157(L&C)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

**BY THE SENATE LABOR AND COMMERCE COMMITTEE**

**Offered:**

**Referred:**

**Sponsor(s): SENATE LABOR AND COMMERCE COMMITTEE**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act allowing an insurer to cancel an insurance policy if property becomes vacant  
2 and the vacancy increases the hazard insured against."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 \* **Section 1.** AS 21.36.210(f) is amended to read:

5 (f) An insurer may not exercise its right to cancel a policy of personal  
6 insurance other than personal automobile insurance, except for the following reasons:

7 (1) nonpayment of premiums, including nonpayment of additional  
8 premiums, calculated in accordance with the current rating manual of the insurer,  
9 justified by a physical change in the insured property or a change in its occupancy or  
10 use;

11 (2) conviction of the insured of a crime having as one of its necessary  
12 elements an act increasing a hazard insured against;

13 (3) discovery of fraud or material misrepresentation made by the  
14 insured or a representative of the insured in obtaining the insurance or by the insured

1 in pursuing a claim under the policy;

2 (4) discovery of a grossly negligent act or omission by the insured that  
3 substantially increases the hazards insured against; [OR]

4 (5) physical changes in the insured property that result in the property  
5 becoming uninsurable; or

6 **(6) vacancy of the insured property that increases a hazard**  
7 **insured against; in this paragraph, "vacancy" means entire abandonment of the**  
8 **property by the insured and the property does not contain anything of**  
9 **substantial utility.**

10 \* **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
11 read:

12 APPLICABILITY. AS 21.36.210(f)(6), enacted by sec. 1 of this Act, applies to  
13 property that becomes vacant on or after the effective date of this Act.