

Original sponsor: Fink

Offered: 2/17/68
Referred: Commerce

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 361

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the settlement of insurance
7 claims."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 21.89 is amended by adding a new section to read:

10 Sec. 21.89.020. INTEREST TO BE PAID CLAIMANTS. (a) Whenever
11 there is an insurance claim, interest at the rate of eight per cent a
12 year shall be paid on a sum determinable at the time of filing and
13 which is owed under the terms of the insurance contract to a party to
14 it or to a third party. Interest starts accruing from the following
15 dates:

16 (1) in the case of a life insurance death claim, 14 days
17 after the proper party has filed a claimant's statement and death
18 certificate, and on an additional sum, 14 days after it is determinable;

19 (2) in the case of a disability claim, 14 days after the
20 proper party has filed a claimant's statement and a physician's state-
21 ment, and on an additional sum, 14 days after it is determinable;

22 (3) in the case of all other forms of insurance claims, 30
23 days after the proper party has filed a claim, and on an additional
24 sum, 30 days after it is determinable.

25 (b) In this section "determinable" applies only to amount and
26 not to liability.

27 (c) A bonafide offer of settlement by the insurance carrier stops
28 the running of interest if the offer is at least equal to the final
29 settlement or judgment.