

1 liability insurance, or under more than one coverage if two or more
2 vehicles are insured under one policy, [THE MAXIMUM AMOUNT] an insured
3 may recover under each policy or coverage. Recovery by the insured
4 under multiple policies or coverages is limited to the actual damages
5 incurred by the insured [MAY NOT EXCEED THE HIGHEST LIMIT OF ANY ONE
6 POLICY OR COVERAGE]. When multiple policies or coverages apply,
7 payment may be made in the following order of priority, subject to the
8 limit of liability for each applicable policy or coverage:

9 (1) a policy or coverage covering a motor vehicle occupied
10 by the injured person at the time of the accident;

11 (2) a policy or coverage covering a motor vehicle that came
12 into direct contact with the insured while a pedestrian; and

13 (3) a policy or coverage covering a motor vehicle not
14 involved in the accident under which the injured person is an insured
15 or a named insured.

16 * Sec. 4. AS 28.22.221 is amended to read:

17 Sec. 28.22.221. POLICY COVERAGE AND PRIORITIES. If an insured
18 is entitled to uninsured or underinsured motorists coverage under more
19 than one motor vehicle liability insurance policy, or under more than
20 one coverage if two or more vehicles are insured under one policy,
21 [THE MAXIMUM AMOUNT] an insured may recover under each policy or
22 coverage. Recovery by the insured under multiple policies or cover-
23 ages is limited to the actual damages incurred by the insured [MAY
24 NOT EXCEED THE HIGHEST LIMIT OF ANY ONE POLICY OR COVERAGE]. Where
25 multiple policies or coverages apply, payment shall be made in the
26 following order of priority, subject to the limit of liability for
27 each applicable policy or coverage:

28 (1) a policy or coverage covering a motor vehicle occupied
29 by the injured person at the time of the accident;

1 (2) a policy or coverage covering a motor vehicle that came
2 into contact with the insured while a pedestrian; and

3 (3) a policy or coverage covering a motor vehicle not
4 involved in the accident with respect to which the injured person is
5 an insured or a named insured.

6 * Sec. 5. APPLICABILITY. This Act applies to contracts of insurance
7 entered into on or after the effective date of this Act.