



LAWS OF ALASKA

1998

Source

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Chapter No.

67

AN ACT

Relating to motor vehicle liability insurance covering a person who has had the person's driver's license revoked for possession or consumption of alcohol while under 21 years of age.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: June 3, 1998
Actual Effective Date: September 1, 1998

AN ACT

1 Relating to motor vehicle liability insurance covering a person who has had the person's
2 driver's license revoked for possession or consumption of alcohol while under 21 years of age.

3

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

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

7 (1) nonpayment of premium; or

8 (2) the driver's license or motor vehicle registration of either the named
9 insured or of an operator who resides in the same household as the named insured or
10 who customarily operates a motor vehicle insured under the policy has been under
11 suspension or revocation during the policy period or, if the policy is a renewal, during
12 its policy period or the 180 days immediately preceding its effective date; this
13 paragraph does not apply to revocation as described under AS 21.89.027.

Chapter 67

1 * Sec. 2. AS 21.89 is amended by adding a new section to read:

2 **Sec. 21.89.027. Motor vehicle insurance following driver's license**
3 **revocation.** (a) Notwithstanding AS 21.36.210, an insurer offering insurance in this
4 state may not (1) refuse to issue or renew motor vehicle liability insurance coverage;
5 (2) cancel an existing policy of motor vehicle liability insurance; (3) deny a covered
6 claim; or (4) increase the premium on a motor vehicle liability insurance policy if the
7 refusal, cancellation, denial, or increase results only from the fact that the person's
8 driver's license was revoked under AS 28.15.183 or 28.15.185 for possession or
9 consumption of alcohol in a situation where the person was not driving and was in
10 violation of AS 04.16.050 or a municipal ordinance with substantially similar elements.

11 (b) The provisions of (a) of this section may not prevent an insurer from
12 underwriting or rating based upon loss experience in the same manner as it would for
13 a person who has not had the person's driver's license revoked under AS 28.15.183
14 or 28.15.185.

15 * Sec. 3. This Act applies to a policy of insurance that is entered into or renewed on or
16 after the effective date of this Act.