

HB 1789 -- DELIVERY NETWORK COMPANY INSURANCE ACT

SPONSOR: Murphy

This bill enacts the "Delivery Network Company Insurance Act".

The bill details responsibilities of delivery network companies and delivery network company drivers with regard to insurance, including minimum coverage amounts, liability in the event of a lapse in a driver's coverage, payment priority in the event of multiple coverages, and maintaining proof of coverage.

This bill specifies that a network company driver is an independent contractor and not an employee of a delivery network company. The bill requires delivery network company drivers to provide certain information in the event of an accident, and requires the drivers and companies to cooperate in claims investigations as specified in the bill. A delivery network company's insurer will assume primary liability for a claim if the company does not have available, or fails to provide, the information required in the bill. A delivery network company must not be deemed to control, direct, or manage a personal vehicle or delivery network company driver, except if agreed to by written contract.

The bill requires delivery network companies to make certain disclosures to drivers regarding insurance coverage prior to allowing the drivers to make deliveries. Insurers may exclude coverage for losses occurring during a delivery availability period or delivery service period, as specified in the bill, and, if they defend or cover a claim against a delivery network company driver which is excluded under their insurance policy, they may seek recovery against the insurer providing the coverage required in the bill.

This bill has an effective date of October 1, 2027.

This bill is similar to provisions in HCS HB 974(2025).