

HB 3127 -- INSURANCE COVERAGE FOR FIREARM DISCHARGE INCIDENTS

SPONSOR: Mosley

This bill requires insurance companies to provide coverage for incidents involving the discharge of a firearm resulting in physical damage to an insured property or conditions that render the insured property temporarily uninhabitable, regardless of whether the discharge was intentional, unintentional, accidental, criminal, or stray in nature.

The coverage for homeowners or renters must be designed to help with necessary expenses incurred while the insured property is being repaired or replaced including, but not limited to:

- (1) Temporary housing such as rent for a hotel, apartment, or rental home;
- (2) Meals over and above the insured's normal household expenses;
- (3) Increased transportation costs; and
- (4) Other reasonable and necessary living expenses.

An insurance company must specify in the policy the maximum amount it will pay for additional living expenses which must either be a dollar amount or a number of days.

This bill also requires insurance companies to provide coverage for incidents involving the discharge of a firearm resulting in physical damage to an insured vehicle.

If a firearm discharge incident results in a homicide occurring inside the insured vehicle, the resulting damage must be treated as a covered loss under the terms of the policy. The insurer must conduct a total loss evaluation consistent with standard industry practices including consideration of biohazard contamination, structural integrity, and restoration costs necessary to return the vehicle to pre-loss condition.

If a firearm discharge incident results in damage to the insured vehicle, the insurer must treat the damage as eligible for repair coverage under the terms of the existing policy including cosmetic restoration when necessary to return the vehicle to pre-loss condition.