

1
2
3
4
5
6
7

8
9
10
11
12
13
14
15
16
17
18
19

H.393

Introduced by Representative Christie of Hartford

Referred to Committee on

Date:

Subject: Insurance; motor vehicle; total loss threshold

Statement of purpose of bill as introduced: This bill proposes to replace Vermont's motor vehicle total loss formula with a 65 percent threshold.

An act relating to Vermont's motor vehicle total loss threshold

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 8 V.S.A. § 4212 is added to read:

§ 4212. MOTOR VEHICLE TOTAL LOSS THRESHOLD

For purposes of a property damage liability or physical damage claim, a motor vehicle shall be considered a total loss vehicle if it is either an unrecovered stolen vehicle or if it is a damaged vehicle that is determined to be physically or economically impractical to repair in connection with an insurance claim settlement, or for which the cost of repairing the vehicle is 65 percent or more of its fair market value prior to the vehicle being damaged, if the damage occurs during its model year or the four subsequent calendar years. The total cost of repairing the vehicle shall not include the cost of

1 repairing, replacing, or reinstalling inflatable safety restraints, tires, or
2 entertainment systems.

3 Sec. 2. EFFECTIVE DATE; APPLICATION

4 This act shall take effect on July 1, 2021 and shall apply to all insurance
5 policies offered, issued, or renewed on or after September 1, 2021.