

# HOUSE BILL No. 5147

June 25, 2009, Introduced by Reps. Switalski, Roberts, Huckleberry and Haase and referred to the Committee on Insurance.

A bill to amend 1956 PA 218, entitled  
"The insurance code of 1956,"  
(MCL 500.100 to 500.8302) by adding section 2026b.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           SEC. 2026B. THE PRESIDENT OR CHIEF EXECUTIVE OFFICER OR AN  
2 INDIVIDUAL SERVING IN AN EQUIVALENT POSITION FOR AN INSURER TO WHOM  
3 SECTION 2026A OR 3149 APPLIES WHO KNOWINGLY CREATES, FOSTERS, OR  
4 ENCOURAGES AN ENVIRONMENT THAT LEADS TO SYSTEMIC WRONGFUL DENIAL OF  
5 CLAIMS BECAUSE OF THE VIOLATION OF SECTION 2026A OR 3149, AS  
6 APPLICABLE, IS GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT FOR UP  
7 TO 4 YEARS OR A FINE OF NOT MORE THAN \$50,000.00, OR BOTH.

8           Enacting section 1. This amendatory act does not take effect  
9 unless all of the following bills of the 95th Legislature are

1 enacted into law:

2 (a) House Bill No. 4844.

3 (b) Senate Bill No. \_\_\_\_\_ or House Bill No. 5148 (request no.  
4 03544'09 a).

5 (c) Senate Bill No. \_\_\_\_\_ or House Bill No. \_\_\_\_\_ (request no.  
6 03545'09).