

HB1098_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business Affairs & Labor.

HB19-1098 be amended as follows:

- 1 Amend printed bill, page 2, lines 18 and 19, strike "[STATUTORY
2 EXCEPTIONS AND]".
- 3 Page 3, line 9, strike "DURING" and substitute "AS TO".
- 4 Page 3, lines 22 and 23, strike "[STATUTORY EXCEPTIONS AND]".
- 5 Page 5, line 16, strike "38-35-101." and substitute "38-35-101 OR
6 24-21-515."
- 7 Page 7, strike lines 14 and 15 and substitute:
8 "(5)(a) A WARRANTY DEED OR SPECIAL WARRANTY DEED
9 INTENDED TO".
- 10 Page 7, line 17, strike "MUST" and substitute "MAY".
- 11 Page 7, line 18, strike "AND NO OTHER TERMS OR DESCRIPTIONS." and
12 substitute "OR INCLUDE A DIFFERENT LISTING OR DESCRIPTION OF
13 EXCEPTIONS AS THE GRANTOR AND GRANTEE MAY AGREE."
- 14 Page 7, strike lines 24 through 27 and substitute:
15 "(II) ALL MATTERS THAT ARE DISCLOSED OR THAT WOULD HAVE
16 BEEN DISCLOSED BY AN IMPROVEMENT SURVEY PLAT, AS DEFINED IN
17 SECTION 38-51-102 (9), OF THE CONVEYED PROPERTY OR COULD".
- 18 Page 8, strike line 2 and substitute "PROPERTY AND WHICH MATTERS WERE
19 NOT CREATED OR OTHERWISE KNOWN BY THE GRANTOR; AND".
- 20 Page 8, line 14, strike "A" and substitute "IN CONNECTION WITH THE
21 ISSUANCE OF A POLICY OF TITLE INSURANCE, BUT SUBJECT TO THE TERMS
22 OF THIS STATUTE, A".
- 23 Page 9, after line 1 insert:
24 "(3) When preparing a deed pursuant to this section in which the
25 phrase "subject to statutory exceptions" is used, a licensed title insurance
26 entity shall not disclaim, limit, or seek indemnification against liability for
27 any negligence by the licensed title insurance entity."
- 28 Renumber succeeding subsection accordingly.

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