

COLLISION DAMAGE WAIVER MODEL ACT

What are the state pages?

This chart is intended to provide readers with additional information to more easily access state statutes, regulations, bulletins or administrative rulings related to the NAIC model. Such guidance provides readers with a starting point from which they may review how each state has addressed the model and the topic being covered. The NAIC Legal Division has reviewed each state's activity in this area and has determined whether the citation most appropriately fits in the Model Adoption column, Previous Version column, or Related Activity column based on the definitions listed in the key below. The NAIC's interpretation may or may not be shared by the individual states or by interested readers.

How do you use them?

States and territories are listed alphabetically in the chart. Locate the state or territory you are interested in, and depending on which column the citation falls under, you will know whether the NAIC Legal Division has deemed a state's law to be adoption of a model or not. To perform further research, use the citations to locate state laws.

Who do I speak to if I have questions?

If you have questions or believe information related to a state should be updated, please contact Jennifer Neuerburg at jneuerburg@naic.org.

Disclaimer: *This chart does not constitute a formal legal opinion by the NAIC staff on the provisions of state law and should not be relied upon as such. Nor does this state page reflect a determination as to whether a state meets any applicable accreditation standards. Every effort has been made to provide correct and accurate summaries to assist readers in locating useful information. Readers should consult state law for further details and for the most current information.*

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STATE PAGE KEY:

MODEL ADOPTION: States that have citations identified in this column adopted the most recent version of the NAIC model in a **substantially similar manner**. This requires states to adopt the model in its entirety but does allow for variations in style and format. States that have adopted portions of the current NAIC model will be included in this column with an explanatory note.

PREVIOUS VERSION: States that have citations identified in this column (and nothing listed in the Model Adoption column) have enacted an older version of the model but have **not** adopted the most recent version of the NAIC model.

RELATED ACTIVITY: Examples of Related Activity include but are not limited to statutes or regulations addressing the same subject matter, or other administrative guidance such as bulletins and notices. States that have citations identified in this column (and nothing listed in the Model Adoption column) have **not** adopted the most recent version of the NAIC model in a **substantially similar manner**.

NO CURRENT ACTIVITY: No state activity on the topic as of the date of the most recent update. This includes states that have repealed legislation as well as states that have never adopted legislation.

NAIC MEMBER	MODEL ADOPTION	PREVIOUS VERSION	RELATED ACTIVITY
Alabama	NO CURRENT ACTIVITY		
Alaska	NO CURRENT ACTIVITY		
American Samoa	NO CURRENT ACTIVITY		
Arizona			ARIZ. REV. STAT. ANN. § 20-103 (1954/2014) (collision damage waiver is not insurance).
Arkansas	NO CURRENT ACTIVITY		
California			CAL. BUS. & PROF. CODE § 22325 (1988); CAL. CIV. CODE § 1936 (1989).
Colorado			COLO. REV. STAT. §§ 10-3-1301 to 10-3-1307 (1989).
Connecticut			CONN. GEN. STAT. § 14-15b (1988).
Delaware	NO CURRENT ACTIVITY		
District of Columbia	NO CURRENT ACTIVITY		
Florida	NO CURRENT ACTIVITY		

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NAIC MEMBER	MODEL ADOPTION	PREVIOUS VERSION	RELATED ACTIVITY
Georgia	NO CURRENT ACTIVITY		
Guam	NO CURRENT ACTIVITY		
Hawaii			HAW. REV. STAT. §§ 437D-5 to 437D-16 (1989/2003).
Idaho	NO CURRENT ACTIVITY		
Illinois			625 ILL. COMP. STAT. 5/6-305 to 5/6-305.2 (1989/1997); 27/20 (1997).
Indiana			IND. CODE §§ 24-4-9-1 to 24-4-9-24 (1989).
Iowa			IOWA CODE §§ 516D.1 to 516D.9 (1991).
Kansas			KAN. STAT. ANN. §§ 50-654 to 50-658 (1989).
Kentucky	NO CURRENT ACTIVITY		
Louisiana			LA. REV. STAT. ANN. §§ 22:2091.1 to 22:2091.10 (1989/1990); § 22:1406(F) (1989).
Maine			ME. REV. STAT. ANN. tit. 24-A, § 2927 (1991).
Maryland			MD. CODE ANN., COM. LAW § 14-2101 (1989); MD. CODE ANN., INS. § 19-512 (1972/1997).
Massachusetts			MASS. GEN. LAWS § 90:32E1/2 (1991).
Michigan	NO CURRENT ACTIVITY		
Minnesota			MINN. STAT. § 72A.125 (1987/1988) (rental vehicle personal accident insurance); § 65B.48 (1986/1988).

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Mississippi	NO CURRENT ACTIVITY		
Montana	NO CURRENT ACTIVITY		
Nebraska	NO CURRENT ACTIVITY		
Nevada			NEV. REV. STAT. §§ 598.7915 to 598.7922 (1989).
New Hampshire	NO CURRENT ACTIVITY		
New Jersey	NO CURRENT ACTIVITY		
New Mexico			N.M. STAT. ANN. § 59A-32-0 (1987).
New York			N.Y. GEN. BUS. CODE § 396-z (1988/2002); N.Y. INS. LAW § 3440 (1988/1989); N.Y. ADMIN. CODE tit. 11, § 60-1.5 (Regulation 35-A) (1989/1996).
North Carolina			N.C. GEN. STAT. § 58-36-80 (1989) (own policy may offer coverage for rentals).
North Dakota			N.D. CENT. CODE § 26.1-40-17.1 (1989).
Northern Marianas	NO CURRENT ACTIVITY		
Ohio	NO CURRENT ACTIVITY		
Oklahoma	NO CURRENT ACTIVITY		
Oregon			OR. REV. STAT. §§ 646.857 to 646.859 (1989).
Pennsylvania			75 PA. STAT. ANN. § 1725 (1990) (own policy must contain clear notice as to whether it covers rental vehicles).
Puerto Rico	NO CURRENT ACTIVITY		
Rhode Island			R.I. GEN. LAWS § 31-34-7 (1990/2004).

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South Carolina			S.C. CODE ANN. §§ 56-31-10 to 56-31-40 (1989).
South Dakota	NO CURRENT ACTIVITY		
Tennessee			TENN. CODE ANN. § 56-7-1110 (1988).
Texas	TEX. BUS. & COM. CODE ANN. § 17.71 (1999).		
Utah	UTAH CODE ANN. §§ 31A-22-311 to 31A-22-313 (1989).		
Vermont	NO CURRENT ACTIVITY		
Virgin Islands	NO CURRENT ACTIVITY		
Virginia	VA. CODE ANN. § 59.1-207.28 to 59.1-207.33 (1989).		VA. CODE ANN. §§ 59.1-207.15 to 59.1-207.20 (1988).
Washington	NO CURRENT ACTIVITY		
West Virginia	NO CURRENT ACTIVITY		
Wisconsin			WIS. STAT. §§ 344.57 to 344.579 (1990).
Wyoming	NO CURRENT ACTIVITY		