



Reprinted  
February 20, 2024

---

---

# ENGROSSED HOUSE BILL No. 1034

---

DIGEST OF HB 1034 (Updated February 19, 2024 2:18 pm - DI 154)

**Citations Affected:** IC 27-1; IC 32-17; IC 32-38.

**Synopsis:** Insurance and transfer on death deeds. Extends insurance coverage on property transferred by a transfer on death transfer following the death of the insured after December 31, 2024, for property and casualty insurance and liability insurance other than title insurance and certain insurance relating to bonds and mortgages. Allows certain warning language to be included in a transfer on death deed executed after December 31, 2024. Provides that a failure by a  
(Continued next page)

**Effective:** July 1, 2024.

---

---

## Torr

(SENATE SPONSORS — KOCH, FREEMAN, RANDOLPH LONNIE M)

---

---

January 8, 2024, read first time and referred to Committee on Insurance.  
January 25, 2024, amended, reported — Do Pass.  
January 29, 2024, read second time, ordered engrossed. Engrossed.  
January 30, 2024, read third time, passed. Yeas 91, nays 0.

SENATE ACTION

February 5, 2024, read first time and referred to Committee on Insurance and Financial Institutions.  
February 15, 2024, amended, reported favorably — Do Pass.  
February 19, 2024, read second time, amended, ordered engrossed.

---

---

EH 1034—LS 6244/DI 149



Digest Continued

beneficiary to file an affidavit in the office of the recorder of the county in which the real property is located or a delay by the county recorder in recording the affidavit does not affect the validity of the transfer on death transfer to the beneficiary. Provides that until the affidavit is recorded, the transfer on death beneficiary or beneficiaries named in the transfer on death deed and the estate of the deceased owner are jointly and severally liable for property taxes assessed with respect to the real property for assessment years beginning with the assessment year in which the owner's death occurs. Provides that if a transferee obtains a property and casualty insurance policy or liability insurance policy insuring the real or personal property the transferee acquired or received through a transfer, the transferee is not an insured on the insurance policy of the transferor once the transferee's property and casualty insurance policy or liability insurance policy becomes effective.



Reprinted  
February 20, 2024

Second Regular Session of the 123rd General Assembly (2024)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2023 Regular Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1034

---

A BILL FOR AN ACT to amend the Indiana Code concerning probate.

*Be it enacted by the General Assembly of the State of Indiana:*

1           SECTION 1. IC 27-1-13-18 IS ADDED TO THE INDIANA CODE  
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2024]: **Sec. 18. (a) This section applies to a loss or damages**  
4 **incurred after December 31, 2024, for a policy of insurance that is**  
5 **described in:**  
6           **(1) Class 3 of IC 27-1-5-1; or**  
7           **(2) Class 2 of IC 27-1-5-1, except for a policy of insurance that**  
8           **is described in Class 2(j) of IC 27-1-5-1.**  
9           **(b) This section applies regardless of whether the policy of**  
10 **insurance was created before, on, or after January 1, 2025, unless**  
11 **the application of this section to the policy of insurance would:**  
12           **(1) for a policy issued before January 1, 2025, give a right to**  
13 **a beneficiary that the beneficiary was not reasonably intended**  
14 **to have, other than the beneficiary's right to insurance**  
15 **coverage until the time limitation described in subsection (e);**  
16           **or**  
17           **(2) for a policy issued at any time, relieve a beneficiary from**

EH 1034—LS 6244/DI 149



- 1 a duty or liability imposed on the insured by the terms of the  
2 policy.
- 3 (c) The following definitions apply throughout this section:
- 4 (1) "Beneficiary" has the meaning set forth in  
5 IC 32-17-14-3(1).
- 6 (2) "Insurable interest" means an insured's interest in real or  
7 personal property, concerning which the insured is entitled to  
8 the benefits of insurance coverage under a property and  
9 casualty insurance policy or liability insurance policy.
- 10 (3) "Insured" means a person who is entitled to the benefits  
11 of insurance coverage under a property and casualty  
12 insurance policy or liability insurance policy.
- 13 (4) "Named insured" means a person identified by name as an  
14 insured under a property and casualty insurance policy or  
15 liability insurance policy.
- 16 (5) "Property and casualty insurance policy or liability  
17 insurance policy" means a policy of insurance that is  
18 described in Class 2 or Class 3 of IC 27-1-5-1.
- 19 (6) "Transfer" means an ownership change in a named  
20 insured's insurable interest in real or personal property to a  
21 beneficiary of a transfer on death transfer that occurs as a  
22 consequence of the named insured's death.
- 23 (7) "Transferee" means a person who has acquired or  
24 received a named insured's insurable interest in real or  
25 personal property through a transfer.
- 26 (8) "Transfer on death transfer" has the meaning set forth in  
27 IC 32-17-14-3(17).
- 28 (d) Subject to subsection (e), each transferee of a named  
29 insured's insurable interest in real or personal property is also an  
30 insured to the extent of the named insured's insurable interest in  
31 real or personal property that the transferee has acquired or  
32 received through a transfer.
- 33 (e) Except as provided in subsections (f) and (g) and  
34 IC 32-38-3-1, for a period of sixty (60) days immediately following  
35 the death of the insured, each transferee is an insured under a  
36 property and casualty insurance policy or liability insurance policy  
37 insuring the real or personal property the transferee acquired or  
38 received through a transfer. At the time of the insured's death, the  
39 transferee succeeds to the rights and obligations of the insured  
40 under the property and casualty insurance policy or liability  
41 insurance policy, to the extent of the insured's insurable interest in  
42 real or personal property that the transferee has acquired or



1 received through a transfer, for the sixty (60) day period.

2 (f) If a property and casualty insurance policy or liability  
3 insurance policy has a policy expiration date that is less than sixty  
4 (60) days after the death of the insured, insurance coverage  
5 continues for either:

6 (1) thirty (30) days; or

7 (2) the policy expiration date;

8 whichever is later.

9 (g) If a transferee obtains a property and casualty insurance  
10 policy or liability insurance policy insuring the real or personal  
11 property the transferee acquired or received through a transfer,  
12 the transferee is not an insured on the insurance policy described  
13 in subsection (e) once the transferee's property and casualty  
14 insurance policy or liability insurance policy becomes effective.

15 SECTION 2. IC 32-17-14-11, AS AMENDED BY P.L.36-2011,  
16 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
17 JULY 1, 2024]: Sec. 11. (a) A transfer on death deed transfers the  
18 interest provided to the beneficiary if the transfer on death deed is:

19 (1) executed by the owner or owner's legal representative; and

20 (2) recorded with the recorder of deeds in the county in which the  
21 real property is situated before the death of the owner.

22 (b) A transfer on death deed is void if it is not recorded with the  
23 recorder of deeds in the county in which the real property is situated  
24 before the death of the owner.

25 (c) A transfer on death deed is not required to be supported by  
26 consideration or delivered to the grantee beneficiary.

27 (d) A transfer on death deed may be used to transfer an interest in  
28 real property to either a revocable or an irrevocable trust.

29 (e) If the owner records a transfer on death deed, the effect of the  
30 recording the transfer on death deed is determined as follows:

31 (1) If the owner's interest in the real property is as a tenant by the  
32 entirety, the conveyance is inoperable and void unless the other  
33 spouse joins in the conveyance.

34 (2) If the owner's interest in the real property is as a joint tenant  
35 with rights of survivorship, the conveyance severs the joint  
36 tenancy and the cotenancy becomes a tenancy in common.

37 (3) If the owner's interest in the real property is as a joint tenant  
38 with rights of survivorship and the property is subject to a  
39 beneficiary designation, a conveyance of any joint owner's interest  
40 has no effect on the original beneficiary designation for the  
41 nonsevering joint tenant.

42 (4) If the owner's interest is as a tenant in common, the owner's



1 interest passes to the beneficiary as a transfer on death transfer.

2 (5) If the owner's interest is a life estate determined by the owner's  
3 life, the conveyance is inoperable and void.

4 (6) If the owner's interest is any other interest, the interest passes  
5 in accordance with this chapter and the terms and conditions of  
6 the conveyance establishing the interest. If a conflict exists  
7 between the conveyance establishing the interest and this chapter,  
8 the terms and conditions of the conveyance establishing the  
9 interest prevail.

10 (f) A beneficiary designation in a transfer on death deed may be  
11 worded in substance as "(insert owner's name) conveys and warrants  
12 (or quitclaims) to (insert owner's name), TOD to (insert beneficiary's  
13 name)". This example is not intended to be exhaustive.

14 (g) A transfer on death deed using the phrase "pay on death to" or  
15 the abbreviation "POD" may not be construed to require the liquidation  
16 of the real property being transferred.

17 (h) This section does not preclude other methods of conveying real  
18 property that are permitted by law and have the effect of postponing  
19 enjoyment of an interest in real property until after the death of the  
20 owner. This section applies only to transfer on death deeds and does  
21 not invalidate any deed that is otherwise effective by law to convey title  
22 to the interest and estates provided in the deed.

23 (i) The endorsement of the auditor under IC 36-2-11-14 is not  
24 necessary to record a transfer on death deed.

25 **(j) For a transfer on death deed executed after December 31,  
26 2024, the transfer on death deed may include the following  
27 warning:**

28 **"WARNING: After the death of the owner, the owner's  
29 insurance policy is required by IC 27-1-13-18 to cover the real  
30 property transferred for a period of time as set forth in  
31 IC 27-1-13-18(e) and IC 27-1-13-18(f). Once the period of time  
32 as set forth in IC 27-1-13-18(e) and IC 27-1-13-18(f) expires,  
33 the insurance policy may no longer cover the real property  
34 and the beneficiary of a transfer on death deed and the real  
35 property may become uninsured."**

36 **A transfer on death deed is not invalid due to the failure to include  
37 the warning described in this subsection, or due to a defect in the  
38 wording of the warning described in this subsection.**

39 SECTION 3. IC 32-17-14-26, AS AMENDED BY P.L.51-2014,  
40 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
41 JULY 1, 2024]: Sec. 26. (a) If an agreement between the owner and a  
42 transferring entity is required to carry out a transfer on death transfer



1 as described in section 7 of this chapter, a transferring entity may not  
2 adopt rules for the making, execution, acceptance, and revocation of a  
3 beneficiary designation that are inconsistent with this chapter.

4 (b) The following rules apply to a beneficiary designation:

5 (1) A beneficiary designation or a request for registration of  
6 property in beneficiary form must be made in writing, signed by  
7 the owner, dated, and, in the case of a transfer on death deed,  
8 compliant with all requirements for the recording of deeds.

9 (2) A security that is not registered in the name of the owner may  
10 be registered in beneficiary form on instructions given by a broker  
11 or person delivering the security.

12 (3) A beneficiary designation may designate one (1) or more  
13 primary beneficiaries and one (1) or more contingent  
14 beneficiaries.

15 (4) On property registered in beneficiary form, a primary  
16 beneficiary is the person shown immediately following the  
17 transfer on death direction. Words indicating that the person is a  
18 primary beneficiary are not required. The name of a contingent  
19 beneficiary in the registration must have the words "contingent  
20 beneficiary" or words of similar meaning to indicate the  
21 contingent nature of the interest being transferred.

22 (5) Multiple surviving beneficiaries share equally in the property  
23 being transferred unless a different percentage or fractional share  
24 is stated for each beneficiary. If a percentage or fractional share  
25 is designated for multiple beneficiaries, the surviving  
26 beneficiaries share in the proportion that their designated shares  
27 bear to each other.

28 (6) A transfer of unequal shares to multiple beneficiaries for  
29 property registered in beneficiary form may be expressed in  
30 numerical form following the name of the beneficiary in the  
31 registration.

32 (7) A transfer on death transfer of property also transfers any  
33 interest, rent, royalties, earnings, dividends, or credits earned or  
34 declared on the property but not paid or credited before the  
35 owner's death.

36 (8) If a distribution by a transferring entity under a transfer on  
37 death transfer results in fractional shares in a security or other  
38 property that is not divisible, the transferring entity may distribute  
39 the fractional shares in the name of all beneficiaries as tenants in  
40 common or as the beneficiaries may direct, or the transferring  
41 entity may sell the property that is not divisible and distribute the  
42 proceeds to the beneficiaries in the proportions to which they are



- 1 entitled.
- 2 (9) On the death of the owner, the property, minus all amounts
- 3 and charges owed by the owner to the transferring entity, belongs
- 4 to the surviving beneficiaries and, in the case of substitute
- 5 beneficiaries permitted under section 22 of this chapter, the lineal
- 6 descendants of designated beneficiaries who did not survive the
- 7 owner are entitled to the property as follows:
- 8 (A) If there are multiple primary beneficiaries and a primary
- 9 beneficiary does not survive the owner and does not have a
- 10 substitute under section 22 of this chapter, the share of the
- 11 nonsurviving beneficiary is allocated among the surviving
- 12 beneficiaries in the proportion that their shares bear to each
- 13 other.
- 14 (B) If there are no surviving primary beneficiaries and there
- 15 are no substitutes for the nonsurviving primary beneficiaries
- 16 under section 22 of this chapter, the property belongs to the
- 17 surviving contingent beneficiaries in equal shares or according
- 18 to the percentages or fractional shares stated in the
- 19 registration.
- 20 (C) If there are multiple contingent beneficiaries and a
- 21 contingent beneficiary does not survive the owner and does not
- 22 have a substitute under section 22 of this chapter, the share of
- 23 the nonsurviving contingent beneficiary is allocated among the
- 24 surviving contingent beneficiaries in the proportion that their
- 25 shares bear to each other.
- 26 (10) If a trustee designated as a beneficiary:
- 27 (A) does not survive the owner;
- 28 (B) resigns; or
- 29 (C) is unable or unwilling to execute the trust as trustee and no
- 30 successor trustee is appointed in the twelve (12) months
- 31 following the owner's death;
- 32 the transferring entity may make the distribution as if the trust did
- 33 not survive the owner.
- 34 (11) If a trustee is designated as a beneficiary and no affidavit of
- 35 certification of trust or probated will creating an express trust is
- 36 presented to the transferring entity within the twelve (12) months
- 37 after the owner's death, the transferring entity may make the
- 38 distribution as if the trust did not survive the owner.
- 39 (12) If the transferring entity is not presented evidence during the
- 40 twelve (12) months after the owner's death that there are lineal
- 41 descendants of a nonsurviving beneficiary for whom LDPS
- 42 distribution applies who survived the owner, the transferring





- 1 entity may make the transfer as if the nonsurviving beneficiary's  
2 descendants also failed to survive the owner.
- 3 (13) If a beneficiary cannot be located at the time the transfer is  
4 made to located beneficiaries, the transferring entity shall hold the  
5 missing beneficiary's share. If the missing beneficiary's share is  
6 not claimed by the beneficiary or by the beneficiary's personal  
7 representative or successor during the twelve (12) months after  
8 the owner's death, the transferring entity shall transfer the share  
9 as if the beneficiary did not survive the owner.
- 10 (14) A transferring entity has no obligation to attempt to locate a  
11 missing beneficiary, to pay interest on the share held for a missing  
12 beneficiary, or to invest the share in any different property.
- 13 (15) Cash, interest, rent, royalties, earnings, or dividends payable  
14 to a missing beneficiary may be held by the transferring entity at  
15 interest or reinvested by the transferring entity in the account or  
16 in a dividend reinvestment account associated with a security held  
17 for the missing beneficiary.
- 18 (16) If a transferring entity is required to make a transfer on death  
19 transfer to a minor or an incapacitated adult, the transfer may be  
20 made under the Indiana Uniform Transfers to Minors Act, the  
21 Indiana Uniform Custodial Trust Act, or a similar law of another  
22 state.
- 23 (17) A written request for the execution of a transfer on death  
24 transfer may be made by any beneficiary, a beneficiary's legal  
25 representative or attorney in fact, or the owner's personal  
26 representative.
- 27 (18) A transfer under a transfer on death deed occurs  
28 automatically upon the owner's death ~~subject to the requirements~~  
29 ~~of subdivision (20)~~ and does not require a request for the  
30 execution of the transfer.
- 31 (19) A written request for the execution of a transfer on death  
32 transfer must be accompanied by the following:
- 33 (A) A certificate or instrument evidencing ownership of the  
34 contract, account, security, or property.
- 35 (B) Proof of the deaths of the owner and any nonsurviving  
36 beneficiary.
- 37 (C) An inheritance tax waiver from states that require it.
- 38 (D) In the case of a request by a legal representative, a copy of  
39 the instrument creating the legal authority or a certified copy  
40 of the court order appointing the legal representative.
- 41 (E) Any other proof of the person's entitlement that the  
42 transferring entity may require.



1 (20) **For purposes of providing notice to the county**, on the  
 2 death of an owner whose transfer on death deed has been  
 3 recorded, the beneficiary shall file an affidavit in the office of the  
 4 recorder of the county in which the real property is located. The  
 5 affidavit must be endorsed by the county auditor under  
 6 IC 36-2-11-14 in order to be recorded. The affidavit must contain  
 7 the following:

8 (A) The legal description of the property.

9 (B) The date of death of the owner.

10 (C) The name and address of each designated beneficiary who  
 11 survives the owner or is in existence on the date of the owner's  
 12 death.

13 (D) The name of each designated beneficiary who has not  
 14 survived the owner's death or is not in existence on the date of  
 15 the owner's death.

16 (E) A cross-reference to the recorded transfer on death deed.

17 **A failure by the beneficiary to file the affidavit under this**  
 18 **subdivision or a delay by the county recorder in recording the**  
 19 **affidavit does not affect the validity of the transfer on death**  
 20 **transfer to the beneficiary under this chapter. However, until**  
 21 **the affidavit is recorded, the transfer on death beneficiary or**  
 22 **beneficiaries named in the transfer on death deed and the**  
 23 **estate of the deceased owner are jointly and severally liable**  
 24 **for property taxes assessed with respect to the real property**  
 25 **under IC 6-1.1 for assessment years beginning with the**  
 26 **assessment year in which the owner's death occurs.**

27 (c) A beneficiary designation is presumed to be valid. A party may  
 28 rely on the presumption of validity unless the party has actual  
 29 knowledge that the beneficiary designation was not validly executed.  
 30 A person who acts in good faith reliance on a transfer on death deed is  
 31 immune from liability to the same extent as if the person had dealt  
 32 directly with the named owner and the named owner had been  
 33 competent and not incapacitated.

34 SECTION 4. IC 32-38-3-1, AS ADDED BY P.L.95-2007,  
 35 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2024]: Sec. 1. **Notwithstanding any other law**, the trustee of  
 37 a trust is considered to be the insured owner under a policy or  
 38 commitment that insures or proposes to insure an interest in real  
 39 property that is transferred to the trust if:

40 (1) the transferee of the interest in real property is the trustee of  
 41 the trust, the trust was established by the named insured owner,  
 42 and the transferor is the named insured owner;



- 1 (2) the named insured owner reserves the right to amend or  
2 revoke the trust during the named insured owner's lifetime;  
3 (3) the named insured owner is a natural person; and  
4 (4) the transfer of the interest in real property is made by the  
5 named insured owner personally or by:  
6 (A) the named insured owner's attorney in fact;  
7 (B) the named insured owner's guardian or other similar  
8 person in a guardianship or protective proceeding in which the  
9 named insured owner is an incapacitated or a protected person;  
10 or  
11 (C) the personal representative of the deceased named insured  
12 owner's estate under the terms and conditions of the named  
13 insured owner's last will and testament;  
14 even if the named insured owner transfers the interest in real property  
15 to the trustee described in this section after the effective date of the  
16 policy or commitment.



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Insurance, to which was referred House Bill 1034, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 4 through 11 and insert "**incurred after December 31, 2024, for a policy of insurance that is described in:**

**(1) Class 3 of IC 27-1-5-1; or**

**(2) Class 2 of IC 27-1-5-1, except for a policy of insurance that is described in Class 2(j) of IC 27-1-5-1."**

Page 4, line 13, delete "January 1, 2025," and insert "**December 31, 2024,"**

Page 7, delete lines 13 through 23, begin a new line block indented and insert:

"(18) A transfer under a transfer on death deed occurs automatically upon the owner's death ~~subject to the requirements of subdivision (20)~~ and does not require a request for the execution of the transfer."

Page 7, line 24, reset in roman "(19)".

Page 7, line 24, delete "(20)".

Page 7, delete lines 36 through 42.

Page 8, delete lines 1 through 24, begin a new line block indented and insert:

"(20) **For purposes of providing notice to the county**, on the death of an owner whose transfer on death deed has been recorded, the beneficiary shall file an affidavit in the office of the recorder of the county in which the real property is located. The affidavit must be endorsed by the county auditor under IC 36-2-11-14 in order to be recorded. The affidavit must contain the following:

(A) The legal description of the property.

(B) The date of death of the owner.

(C) The name and address of each designated beneficiary who survives the owner or is in existence on the date of the owner's death.

(D) The name of each designated beneficiary who has not survived the owner's death or is not in existence on the date of the owner's death.

(E) A cross-reference to the recorded transfer on death deed.

**A failure by the beneficiary to file the affidavit under this subdivision or a delay by the county recorder in recording the**



**affidavit does not affect the validity of the transfer on death transfer to the beneficiary under this chapter. However, until the affidavit is recorded, the transfer on death beneficiary or beneficiaries named in the transfer on death deed and the estate of the deceased owner are jointly and severally liable for property taxes assessed with respect to the real property under IC 6-1.1 for assessment years beginning with the assessment year in which the owner's death occurs."**

Page 8, delete lines 32 through 42.

Delete pages 9 through 10.

Page 11, delete line 1.

Re-number all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1034 as introduced.)

CARBAUGH

Committee Vote: yeas 13, nays 0.

---

#### COMMITTEE REPORT

Madam President: The Senate Committee on Insurance and Financial Institutions, to which was referred House Bill No. 1034, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 33, after "in" insert "**subsection (f) and**".

Page 2, line 33, delete "one" and insert "**sixty (60) days**".

Page 2, line 34, delete "hundred twenty (120) days".

Page 2, line 38, delete "all" and insert "**the**".

Page 2, line 40, delete "one hundred twenty (120) day" and insert "**sixty (60) day**".

Page 2, line 40, after "policy" insert "**, to the extent of the insured's insurable interest in real or personal property that the transferee has acquired or received through a transfer,**".

Page 2, between lines 41 and 42, begin a new paragraph and insert:

**"(f) If a casualty insurance policy or liability insurance policy has a policy expiration date that is less than sixty (60) days after the death of the insured, insurance coverage continues for either:**

**(1) thirty (30) days; or**

EH 1034—LS 6244/DI 149



**(2) the policy expiration date; whichever is later."**

Page 4, line 15, delete "only one hundred twenty (120) days." and insert **"a period of time as set forth in IC 27-1-13-18(e) and IC 27-1-13-18(f)."**

Page 4, line 16, delete "one hundred twenty (120) day period" and insert **"period of time as set forth in IC 27-1-13-18(e) and IC 27-1-13-18(f)."**

and when so amended that said bill do pass.

(Reference is to HB 1034 as printed January 25, 2024.)

BALDWIN, Chairperson

Committee Vote: Yeas 7, Nays 0.

---

SENATE MOTION

Madam President: I move that Engrossed House Bill 1034 be amended to read as follows:

Page 2, delete lines 6 through 8.

Page 2, line 9, delete "(3)" and insert **"(2)"**.

Page 2, line 11, after "under a" insert **"property and"**.

Page 2, line 13, delete "(4)" and insert **"(3)"**.

Page 2, line 14, after "under a" insert **"property and"**.

Page 2, line 16, delete "(5)" and insert **"(4)"**.

Page 2, line 17, after "under a" insert **"property and"**.

Page 2, between lines 18 and 19, begin a new line block indented and insert:

**"(5) "Property and casualty insurance policy or liability insurance policy" means a policy of insurance that is described in Class 2 or Class 3 of IC 27-1-5-1."**

Page 2, line 33, delete "subsection (f)" and insert **"subsections (f) and (g)"**.

Page 2, line 35, after "under a" insert **"property and"**.

Page 2, line 39, after "under the" insert **"property and"**.

Page 3, line 2, after "If a" insert **"property and"**.

Page 3, between lines 7 and 8, begin a new paragraph and insert:

**"(g) If a transferee obtains a property and casualty insurance policy or liability insurance policy insuring the real or personal**



**property the transferee acquired or received through a transfer, the transferee is not an insured on the insurance policy described in subsection (e) once the transferee's property and casualty insurance policy or liability insurance policy becomes effective."**

(Reference is to EHB 1034 as printed February 16, 2024.)

KOCH

