



SPONSOR: Rep. Brady  
Reps. Boulden, Buckworth, Carey,  
Cathcart, DiLiberto, B. Ennis, D.  
Ennis, Ewing, Houghton, Keeley,  
Mulrooney, Plant, Price, Quillen,  
Scott, Stone, Viola, Wagner, West;  
Sens. Amick, Blevins, Cook,  
DeLuca, McDowell, Venables

HOUSE OF REPRESENTATIVES

140th GENERAL ASSEMBLY

HOUSE BILL NO.

AN ACT TO AMEND TITLE 2, CHAPTER 13 OF THE DELAWARE CODE RELATING TO INSURANCE  
COVERAGE FOR THE DELAWARE TRANSIT CORPORATION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1           Section 1. Amend Section 1329(b), Title 2 of the Delaware Code, by deleting the last sentence  
2 thereof in its entirety, and inserting in lieu thereof the following:

3                   “This insurance program may be provided by either (1) a combination of self-insurance and  
4 commercially procured insurance, or (2) entirely commercially procured insurance. The monetary limits of  
5 § 1329(a) of this Title shall apply to passenger rail carrier operations authorized under § 1332 of this Title.  
6 For all other operations of the Delaware Transit Corporation, the monetary limits of § 1329(a) of this Title  
7 shall not apply, and the Corporation shall instead be liable for the amount of its insurance covering the risk  
8 or loss; provided, however, that the insurance program shall provide a minimum coverage of \$300,000 for  
9 any and all claims arising out of a single occurrence.”

10          Section 2. The provisions of this Act shall become effective July 1, 1999.

SYNOPSIS

This bill clarifies the insurance limits that are now carried by the Delaware Transit Corporation, and permits the DTC to budget for greater coverage as it deems feasible and practicable for non-rail passenger operations. The annual budget process will determine the maximum coverage limits to be purchased, with the \$300,000 limit as the minimum in any event. Insurance for rail operations must remain as currently arranged because of the contractual terms for such service with out-of-state agencies. The new, higher limits of coverage for transit operations will be in effect with the FY00 budget.