

HOUSE BILL NO. 6335

June 30, 2022, Introduced by Reps. LaFave, Slagh, Steven Johnson, Meerman, Borton, Markkanen and Carra and referred to the Committee on Rules and Competitiveness.

A bill to amend 1956 PA 218, entitled
"The insurance code of 1956,"
by amending section 3105 (MCL 500.3105) and by adding section 3033.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3033. A provision in an automobile liability or motor
2 vehicle liability policy issued or delivered in this state that
3 provides coverage for injuries or damages arising out of or caused
4 by an accident does not cover, and a court, an arbitrator, or any
5 other person shall not construe the policy to cover, injuries or

1 **damages that arise from a sexually transmitted infection or**
2 **pregnancy that occurs as a result of sexual relations in an**
3 **automobile or motor vehicle.**

4 Sec. 3105. (1) Under personal protection insurance, an insurer
5 is liable to pay benefits for accidental bodily injury arising out
6 of the ownership, operation, maintenance, or use of a motor vehicle
7 as a motor vehicle, subject to ~~the provisions of this chapter.~~

8 (2) Personal protection insurance benefits are due under this
9 chapter without regard to fault.

10 (3) Bodily injury includes death resulting ~~therefrom~~ **from**
11 **bodily injury** and damage to or loss of a person's prosthetic
12 devices in connection with the injury.

13 (4) Bodily injury is accidental as to a person claiming
14 personal protection insurance benefits unless suffered
15 intentionally by the injured person or caused intentionally by the
16 claimant. Even though a person knows that bodily injury is
17 substantially certain to be caused by ~~his~~ **the person's** act or
18 omission, ~~he~~ **the person** does not cause or suffer injury
19 intentionally if ~~he~~ **the person** acts or refrains from acting for the
20 purpose of averting injury to property or to any person, including
21 himself **or herself.**

22 (5) **A sexually transmitted infection or pregnancy that occurs**
23 **as a result of sexual relations in a motor vehicle is not an**
24 **accidental bodily injury arising out of the ownership, operation,**
25 **maintenance, or use of the motor vehicle as a motor vehicle.**