

## AMENDATORY ENDORSEMENT MONTANA

1. Under Common Policy Conditions, Cancellation is deleted and replaced by the following:

### Cancellation And Nonrenewal --

- a. "You" may cancel this policy by returning the policy to "us" or by giving "us" written notice and stating at what future date coverage is to stop.
- b. "We" may cancel or not renew this policy, or one or more of its parts, by delivering or mailing written notice to "you" at "your" last mailing address known to "us". Proof of delivery or mailing is sufficient proof of notice.
- c. If this policy has been in effect for less than 60 days, "we" may cancel for any reason by giving "you" notice at least 10 days before cancellation is effective.
- d. If this policy has been in effect for 60 days or more, or if it is a renewal of a policy issued by "us", "we" may cancel or not renew only at the anniversary date unless one or more of the following reasons apply:
- 1) any reason that is specifically allowed by statute;
  - 2) the premium has not been paid when due;
  - 3) there has been a material misrepresentation;
  - 4) there has been a substantial change in the risk assumed, except to the extent that "we" should reasonably have foreseen the change or contemplated the risk in writing the policy;
  - 5) there has been a substantial breach of a contractual duty, condition, or warranty;
  - 6) the Commissioner of Insurance has determined that continuation of the policy would place "us" in violation of the Montana Insurance Code;

- 7) "we" have become financially impaired; or
- 8) any other reason that has been approved by the Commissioner of Insurance.

Except as provided in e. below, "we" may cancel by giving "you" notice at least 10 days before cancellation is effective.

- e. If this policy covers an owner-occupied dwelling and has been in effect for 60 days or more or is a renewal of a policy issued by "us", "we" may cancel by giving "you" notice:
- 1) at least 20 days before cancellation is effective, if cancellation is because the premium has not been paid when due; or
  - 2) at least 45 days before cancellation is effective, if cancellation is for any reason other than nonpayment of premium.
- f. If this policy has been issued for a term longer than one year, "we" may cancel at any anniversary date by giving "you" notice at least 45 days before the anniversary date on which cancellation is to be effective.
- g. If "we" do not renew this policy, "we" will give notice to "you" and "your" agent at least 45 days before nonrenewal is effective. Such notice may be given to "your" agent by electronic means.
- However, notice of nonrenewal is not required if:
- 1) "you" have insured elsewhere, have accepted replacement coverage, or have requested or agreed to nonrenewal; or
  - 2) this policy is expressly designated as nonrenewable.

- h. "Your" return premium, if any, will be calculated on a pro rata basis and will be refunded to "you" with the cancellation notice or within a reasonable time. Payment or tender of the unearned premium is not a condition of cancellation.
2. Under Common Policy Conditions, the following condition is added:

**Conditional Renewal** -- "We" may renew this policy subject to:

- a. "terms" less favorable to "you"; or
- b. a higher rate or higher rating plan that is not the result of a classification change based on the altered nature or extent of the risk;

by delivering or mailing written notice of such "terms", rate, or rating plan to "you" at least 45 days before the expiration date of this policy.

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