

1 SB4
2 132039-2
3 By Senators Brooks, Glover and Pittman
4 RFD: Banking and Insurance
5 First Read: 01-MAR-11
6 PFD: 01/18/2011

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

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11 Relating to homeowner's policies in Alabama; to
12 provide that all rate filings and related actuarial
13 information for homeowner's insurance coverage shall be
14 treated as public information, available for review in the
15 office of the Commissioner of Insurance in Montgomery,
16 Alabama, and via the Internet on the website of the Department
17 of Insurance; and to provide exceptions regarding confidential
18 information.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. (a) Except as limited in subsection (c),
21 all rate filings and related actuarial information for
22 homeowner's insurance coverage in Alabama filed after the
23 effective date of this act shall be treated as public
24 information.

25 (b) All rate filings and related actuarial
26 information for homeowner's insurance coverage shall be
27 available to the public for review at the office of the

1 Commissioner of Insurance in Montgomery, Alabama, and shall be
2 available via the Internet through the website of the
3 Department of Insurance.

4 (c) Any proprietary actuarial risk analysis or
5 forecasting information or information otherwise restricted by
6 statute or rule included in a rate filing or related actuarial
7 information is considered to be a commercially valuable trade
8 secret under Chapter 27 of Title 8, Code of Alabama 1975, and
9 shall be confidential. The Department of Insurance, absent a
10 court order, may not release this confidential information.
11 Any such information shall be submitted under separate cover
12 and clearly state the desires of the party filing the
13 information as to its confidentiality. The information shall
14 be maintained by the Department of Insurance separate and
15 distinct from all of the records available for public
16 inspection. Notice of at least 10 business days shall be given
17 to the applicable entity if such information is requested by
18 court order from the Department of Insurance.

19 Section 2. This act shall become effective on the
20 first day of the third month following its passage and
21 approval by the Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate
committee on Banking and Insurance..... 01-MAR-11

Read for the second time and placed on the calen-
dar..... 25-MAY-11

Read for the third time and passed as amended 31-MAY-11

Yeas 29
Nays 2

Patrick Harris
Secretary