

1 **SENATE FLOOR VERSION**

2 February 19, 2015

3 **AS AMENDED**

4 SENATE BILL NO. 409

By: Brooks of the Senate

and

Christian of the House

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7  
8 **[ automobile insurance - certain cancelled policies -**  
9 **contact individuals - guidelines for notification -**  
10 **confidentiality requirements - codification -**  
11 **effective date ]**

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. NEW LAW A new section of law to be codified  
14 in the Oklahoma Statutes as Section 945 of Title 36, unless there is  
15 created a duplication in numbering, reads as follows:

16 A. If any personal automobile insurance policy issued in this  
17 state is cancelled by the carrier within the first sixty (60) days  
18 after the issuance of the policy for reason of nonpayment of  
19 premium, the insurance carrier shall, by the fifteenth day of each  
20 month, submit to the Insurance Commissioner, in any form acceptable  
21 to the Commissioner, the contact information of every individual  
22 whose automobile policy has been so cancelled during the preceding  
23 month.

1 B. The Insurance Commissioner may send to the individual,  
2 either by electronic or regular mail, a notification which shall  
3 include at least:

4 1. A statement that the individual could be out of compliance  
5 with the compulsory insurance laws of the State of Oklahoma and the  
6 statutory references for those laws; and

7 2. Information regarding the potential ramifications for  
8 noncompliance and the statutory references for those ramifications.

9 C. The contact information required to be submitted to the  
10 Insurance Commissioner in subsection A of this section shall include  
11 the individual's name, mailing address, and e-mail address (if  
12 available). Any information transmitted to the Insurance  
13 Commissioner pursuant to this section shall be confidential by law  
14 and privileged, shall not be subject to open records request, shall  
15 not be subject to subpoena, and shall not be subject to discovery or  
16 admissible in evidence in any private civil action if obtained from  
17 the Commissioner or any employees or representatives of the  
18 Commissioner.

19 D. The Insurance Commissioner shall not use the individual's  
20 contact information for any other purpose other than as set forth in  
21 this section.

22 E. Nothing in this section shall be interpreted as authorizing  
23 the Insurance Commissioner to issue a ticket or fine to any  
24

1 individual for noncompliance with the compulsory insurance laws of  
2 this state.

3 SECTION 2. This act shall become effective November 1, 2015.

4 COMMITTEE REPORT BY: COMMITTEE ON INSURANCE  
5 February 19, 2015 - DO PASS AS AMENDED  
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