

1 ENGROSSED SENATE
2 BILL NO. 409

By: Brooks of the Senate

and

Christian of the House

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

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

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

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

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

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

4 2. Information regarding the potential ramifications for
5 noncompliance and the statutory references for those ramifications.

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

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

19 E. Nothing in this section shall be interpreted as authorizing
20 the Insurance Commissioner to issue a ticket or fine to any
21 individual for noncompliance with the compulsory insurance laws of
22 this state.

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