

1 stand repealed on October 2, 2012, unless reviewed and saved
2 from repeal through reenactment by the Legislature.

3 Section 2. The Legislature finds that it is a public
4 necessity to make confidential and exempt from public-records
5 requirements certain information held by the Department of
6 Highway Safety and Motor Vehicles which concerns a person
7 insured or formerly insured by a personal injury protection or
8 property damage liability insurance policy. In order to
9 effectively and efficiently administer and enforce personal
10 injury protection and property damage liability insurance
11 coverage requirements, the Legislature finds that it is a
12 public necessity to protect the release of personal
13 identifying information concerning an insured or former
14 insured. In order to ensure public safety on the roads and
15 highways of this state, it is imperative that automobile
16 drivers be properly insured against damage to personal and
17 real property, as well as personal injury. As such, insurers
18 are required to report to the department and verify the
19 issuance of a new policy to a driver, as well as the renewal,
20 nonrenewal, or cancellation of that policy. When this
21 information is compiled, it could result in a customer list
22 for every insurer in the state. Customer lists contain
23 detailed client and policy information that is traditionally
24 considered proprietary business information because such lists
25 could be used by competitors to solicit customers. As such,
26 the release of that information could injure the insurer in
27 the marketplace by diminishing the advantage that the insurer
28 maintains over those who do not possess such information.
29 Therefore, the Legislature finds that it is a public necessity
30 to protect the release of such information held by the
31 Department of Highway Safety and Motor Vehicles.

1 Section 3. This act shall take effect on the same date
2 that SB ___ or similar legislation takes effect if such
3 legislation is adopted in the same legislative session or an
4 extension thereof and becomes law.

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