

Commence

FILED JAN 31 1980

SENATE FILE 2104

By RAMSEY, SCOTT, KUDART,

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to statutory immunity for information
2 provided in connection with the cancellation or non-
3 renewal of automobile insurance under chapter five
4 hundred fifteen D (515D) of the Code.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section five hundred fifteen D point twelve
2 (515D.12), Code 1979, is amended to read as follows:

3 515D.12 IMMUNITY OF LIABILITY. There shall be no liability
4 on the part of, and no cause of action of any nature shall
5 arise against the commissioner of insurance or any employee
6 of the insurance department of Iowa, or against any insurer,
7 or its authorized representatives, its agents, its or
8 ~~employees, or against any firm, person, or corporation~~
9 ~~furnishing to the insurer information as to reasons for~~
10 ~~cancellation or intent not to renew, for any statement made~~
11 ~~by any of them in any written notice of cancellation or notice~~
12 ~~of intent not to renew or in any other communication, oral~~
13 ~~or written, specifying the reasons for cancellation or intent~~
14 ~~not to renew, or~~ for any information provided or evidence
15 submitted at any hearings conducted in connection with reasons
16 for cancellation or intent not to renew.

17 Sec. 2. This Act takes effect January first following
18 enactment.

19 EXPLANATION

20 Chapter 515D of the Code regulates the cancellation or
21 nonrenewal by insurers of automobile insurance policies.
22 Section 515D.12 provides that insurance companies, the
23 department of insurance and other persons shall not be civilly
24 liable for information about an insured which is provided
25 to an insurer or the insurance department in connection with
26 the cancellation or nonrenewal of a policy under the chapter.

27 This bill modifies this immunity so that it applies only
28 with respect to information or evidence submitted by insurance
29 department employees or the insurer at a formal hearing held
30 by the department under section 515D.10.

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