

Introduced by

Industry and Business Committee

(At the request of the Insurance Commissioner)

1 A BILL for an Act to amend and reenact subsection 1 of section 26.1-02-31 of the North Dakota
2 Century Code, relating to confidentiality of insurance department records.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 26.1-02-31 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 1. A document, material, or other information, including the contents of a claim file, which
7 is provided to, obtained by, created by, or disclosed to the commissioner in response
8 to a consumer assistance request or a complaint is confidential and not subject to
9 section 44-04-18, a subpoena to the department, or discovery request or admissible
10 as evidence in a private civil action. ~~However, the commissioner may disclose the~~
11 ~~subject matter of the assistance request or complaint, provide a general description of~~
12 ~~the disposition of the request or complaint, and~~The commissioner may use the
13 document, material, or other information for a regulatory or legal action brought as a
14 part of the official duties of the commissioner. This section does not preclude the
15 commissioner from publishing orders resulting from administrative action taken by the
16 commissioner or providing the general description of the disposition of the consumer
17 assistance request or complaint.