

SENATE BILL NO. 2105

Introduced by

Industry, Business and Labor Committee

(At the request of the Insurance Commissioner)

1 A BILL for an Act to create and enact a new section to chapter 10-04 and a new section to
2 chapter 26.1-26 of the North Dakota Century Code, relating to exemption of agent or investment
3 adviser representatives and insurance producer records; and to amend and reenact
4 subsection 2 of section 26.1-02-30 of the North Dakota Century Code, relating to exemption of
5 personal, financial, or health records.

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

7 **SECTION 1.** A new section to chapter 10-04 of the North Dakota Century Code is created
8 and enacted as follows:

9 **Agent or investment adviser representative records - Exempt record.**

10 The home address of an agent or investment adviser representative received by the
11 commissioner is an exempt record as defined in section 44-04-17.1.

12 **SECTION 2. AMENDMENT.** Subsection 2 of section 26.1-02-30 of the North Dakota
13 Century Code is amended and reenacted as follows:

- 14 2. As used in this section, "personal, financial, or health information" means information
15 ~~collected from or on behalf of an individual requesting consumer assistance which~~that
16 would reveal:
- 17 a. ~~The~~An individual's personal health condition, disease, or injury;
 - 18 b. The existence, nature, source, or amount of ~~the~~an individual's personal income;
 - 19 c. The existence, nature, source, or amount of ~~the~~an individual's personal
20 expenses;
 - 21 d. Records of or relating to ~~the~~an individual's personal financial transactions of any
22 kind;
 - 23 e. The existence, identification, nature, or value of ~~the~~an individual's personal
24 assets, liabilities, or net worth;

- 1 f. A history of ~~the~~an individual's personal medical diagnosis or treatment;
- 2 g. The existence, identification, nature, value, or content of ~~the~~an individual's
- 3 coverage or status under any insurance policy;
- 4 h. ~~The~~An individual's personal contractual rights or obligations; or
- 5 i. Any social security number, date of birth, file number, bank account number, or
- 6 other number used for identification of ~~the~~an individual or any account in which
- 7 ~~the~~an individual has a personal financial interest.

8 **SECTION 3.** A new section to chapter 26.1-26 of the North Dakota Century Code is created
9 and enacted as follows:

10 **Insurance producer records - Exempt record.**

11 The home address of any licensed insurance producer or insurance consultant received by
12 the commissioner is an exempt record as defined in section 44-04-17.1.