

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 1782

By: Reynolds

AS INTRODUCED

An Act relating to insurance; amending Section 7, Chapter 127, O.S.L. 2003 (36 O.S. Supp. 2004, Section 956), which relates to the Use of Credit Information in Personal Insurance Act; requiring certain information be provided to a consumer; and providing an effective date.

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

SECTION 1. AMENDATORY Section 7, Chapter 127, O.S.L. 2003 (36 O.S. Supp. 2004, Section 956), is amended to read as follows:

Section 956. If an insurer takes an adverse action based upon credit information, the insurer shall:

1. Provide notification to the consumer that an adverse action has been taken, in accordance with the requirements of the federal Fair Credit Reporting Act, 15 USC 1681m(a); ~~and~~

2. Provide notification to the consumer explaining the reason for the adverse action. The reasons must be provided in sufficiently clear and specific language so that a person can identify the basis for the insurer's decision to take an adverse action. Such notification shall include a description of up to four factors that were the primary influences of the adverse action. The use of generalized terms such as "poor credit history", "poor credit rating", or "poor insurance score" does not meet the explanation requirements of this subsection. Standardized credit explanations provided by consumer reporting agencies or other third-party vendors are deemed to comply with this section; and

1     3. Within thirty (30) days of the adverse action, provide the  
2 consumer with the insurance score that was calculated for the  
3 consumer and an explanation outlining how the insurance score was  
4 calculated and all factors that were used in the calculation.

5         SECTION 2. This act shall become effective November 1, 2005.

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