

**BILL SUMMARY**  
2<sup>nd</sup> Session of the 57<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB 1919</b>
<b>Version:</b>	<b>Engrossed</b>
<b>Request Number:</b>	
<b>Author:</b>	<b>Stanislawski (S), Sims (H)</b>
<b>Date:</b>	<b>4/30/2020</b>
<b>Impact:</b>	<b>Please see previous summary of this measure</b>

**Research Analysis**

SB 1919 creates the Insurance Data Security Act, requiring insurers to develop an information security program that contains safeguards to protect private information. Insurers are directed to assess potential security threats, designate an employee responsible for data security efforts, and assess the sufficiency of procedures to protect information and to implement a system based on these assessments. Insurers exempt from this act include:

- Insurers with fewer than 20 employees,
- Insurers subject to the Health Insurance Portability and Accountability Act (HIPAA), and
- Employees or representatives of a licensed insurer.

Insurers are required to provide cybersecurity awareness training to employees. Insurers must create an incident response plan to respond to any cybersecurity event, which must include an investigation. Insurers are to notify the Insurance Commissioner of any such event within three business days if the insurer is domiciled in the state or the data breached involves more than 250 Oklahoma consumers. Insurers must also notify affected consumers of the event.

Annually, insurers are required to submit to the Commissioner a statement that they are in compliance with this act. Further, insurers must maintain all records supporting this statement for a period of five years. The Commissioner is authorized to conduct investigations to ensure compliance, provided any documents obtained under an investigation are to be confidential. The Commissioner is directed to promulgate rules.

Prepared By: Anna Rouw

**Fiscal Analysis**

The measure is currently under review and impact information will be completed.

Prepared By: Mark Tygret

**Other Considerations**

None.