

SENATE BILL 2046

By Ford

AN ACT to amend Tennessee Code Annotated, Title 47,  
Chapter 18 and Title 56, relative to insurance.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 56-5-402, is amended by deleting subdivisions (4)-(6) and by substituting instead the following language and redesignating subsequent subdivisions accordingly:

(4) Take an adverse action against a consumer based primarily upon the consumer's insurance score, if such score is based in whole or in part on credit information, credit reports, or any other credit information concerning the consumer. For purposes of this section, "based primarily" means that the weight given by the insurer to a consumer's insurance score, credit reports, or any other credit information exceeds the weight given to all other applicable underwriting factors independent of credit information considered in making the decision to take an adverse action against the consumer.

(5) Take an adverse action against a consumer based primarily on the fact that the consumer does not have a credit account.

SECTION 2. This act shall take effect July 1, 2011, the public welfare requiring it.