

PUBLIC CHAPTER NO. 837

SENATE BILL NO. 223

By Stanley, Kelsey, Johnson

Substituted for: House Bill No. 148

By Sargent, Eldridge, McCormick, Kevin Brooks

AN ACT to amend Tennessee Code Annotated, Title 56.

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

SECTION 1. Tennessee Code Annotated, Section 56-5-307(a), is amended by deleting the subsection in its entirety and by substituting instead the following:

(a) Filings open to inspection. All rates, supplementary rate information, policy forms, endorsements, and any supporting information filed under this part shall, as soon as filed, be open to public inspection at any reasonable time, except any information that is a trade secret under the Uniform Trade Secrets Act, § 47-25-1701, et seq., as determined by the commissioner in the commissioner's sole discretion. The insurer or filer shall have the burden of asserting to the commissioner that the information is a trade secret. Insurers may file certain information with the commissioner for a determination as to whether it would be held to be a trade secret under this subsection. Such information shall not be made public during the pendency of the review. Should it be determined that such information is not trade secret information, then the commissioner shall return such information to the insurer or filer. Copies of public information may be obtained by any person on request and upon payment of a reasonable charge.

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it.

PASSED: April 12, 2010



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 30th day of April 2010



PHIL BREDESEN, GOVERNOR