



131st MAINE LEGISLATURE

SECOND REGULAR SESSION-2024

Legislative Document

No. 2220

S.P. 950

In Senate, February 20, 2024

An Act to Prohibit Insurers from Using Credit Information as a Factor in Certain Insurance Practices

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Reference to the Committee on Health Coverage, Insurance and Financial Services suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator HICKMAN of Kennebec.

Cosponsored by Senators: BAILEY of York, BALDACCI of Penobscot, BENNETT of Oxford, President JACKSON of Aroostook.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 24-A MRSA §2169-C** is enacted to read:

3 **§2169-C. Use of credit information prohibited in certain insurance practices**

4 Notwithstanding any law to the contrary, with respect to insurance policies covering
5 private passenger motor vehicles or commercial vehicles, an insurer may not use the credit
6 information of an applicant or policyholder as a factor, in whole or in part, in making any
7 of the following determinations related to the applicant or policyholder:

8 **1. Refusal to underwrite.** Refusing to underwrite a policy;

9 **2. Cancellation.** Cancelling a policy;

10 **3. Refusal to renew.** Refusing to renew a policy;

11 **4. Premiums.** Increasing the policyholder's premiums;

12 **5. Discounts.** Applying or removing a discount;

13 **6. Risk rating tiers.** Assigning the applicant or policyholder to a particular risk rating
14 tier;

15 **7. Billing or payment plans.** Assigning the applicant or policyholder to a particular
16 billing or payment plan; or

17 **8. Affiliated company.** Placing the applicant or policyholder with an affiliated
18 company. "Affiliated company" has the same meaning as in section 6701, subsection 1.

19 As used in this section, "commercial vehicle" has the same meaning as in Title 17,
20 section 2263, subsection 4-A, "credit information" has the same meaning as in section
21 2169-B, subsection 1, paragraph F and "private passenger motor vehicle" has the same
22 meaning as in section 2927, subsection 1, paragraph D.

23 **SUMMARY**

24 This bill prohibits insurers from using the credit information of an applicant or
25 policyholder as a factor in making any of several determinations regarding policies
26 covering private passenger motor vehicles and commercial vehicles. The bill provides that
27 the prohibition applies notwithstanding any provision of law to the contrary.