

HB 414 INTRODUCED BY MILLER  
IMMUNITY FOR DISSEMINATING INFORMATION OR REPORT ON  
INSURANCE FRAUD  
BY REQUEST OF STATE AUDITOR

1/23 INTRODUCED  
1/23 REFERRED TO BUSINESS & LABOR  
2/04 HEARING  
2/04 COMMITTEE REPORT--BILL PASSED  
2/06 REREFERRED TO JUDICIARY  
2/19 HEARING  
2/21 COMMITTEE REPORT--BILL PASSED  
2/24 2ND READING NOT PASSED AS AMENDED 57 41



APPROVED BY COMM. ON BUSINESS AND LABOR

1 House BILL NO. 414  
2 INTRODUCED BY Mills  
3 BY REQUEST OF THE STATE AUDITOR

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5 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING IMMUNITY FROM  
6 LIABILITY FOR CONDUCT OF OR DISSEMINATION OF INFORMATION  
7 RELATING TO AN OFFICIAL INVESTIGATION OF INSURANCE OR  
8 REINSURANCE FRAUD."  
9

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Fraud -- investigation and report --  
12 immunity. (1) No person and no employee or agent of that  
13 person, if he acts without malice, may be subject to civil  
14 liability for libel, slander, or any other cause of action  
15 because of furnishing to the commissioner under the  
16 requirements of law or at the direction of the commissioner  
17 reports or other information relating to any known or  
18 suspected fraudulent insurance or reinsurance transaction.

19 (2) The commissioner or an employee, agent, or  
20 designee of the commissioner, if he acts without malice, is  
21 not subject to civil liability for libel, slander, or any  
22 other cause of action because of an investigation of an  
23 allegedly fraudulent insurance or reinsurance transaction or  
24 the publication or dissemination of an official report  
25 related to an official investigation of insurance or

1 reinsurance fraud.

2 Section 2. Extension of authority. Any existing  
3 authority of the commissioner of insurance to make rules on  
4 the subject of the provisions of this act is extended to the  
5 provisions of this act.

6 Section 3. Codification instruction. Section 1 is  
7 intended to be codified as an integral part of Title 33,  
8 chapter 1, part 3, and the provisions of Title 33, chapter  
9 1, part 3, apply to section 1.

10 Section 4. Two-thirds vote required. Since this act  
11 limits governmental liability, Article II, section 18, of  
12 the Montana constitution requires a vote of two-thirds of  
13 the members of each house for passage.

-End-

