

# SENATE BILL No. 441

June 14, 2011, Introduced by Senators CASWELL and KAHN and referred to the Committee on Appropriations.

A bill to amend 1956 PA 218, entitled  
"The insurance code of 1956,"  
by amending section 3101a (MCL 500.3101a), as amended by 1996 PA  
456; and to repeal acts and parts of acts.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 3101a. (1) ~~An~~ **UNTIL OCTOBER 1, 2011, AN** insurer, in  
2       conjunction with the issuance of an automobile insurance policy, as  
3       defined in section 3303, shall provide 2 certificates of insurance  
4       for each insured vehicle. The insurer shall mark 1 of the  
5       certificates as the secretary of state's copy, which copy, except  
6       as otherwise provided in ~~subsection (2)~~ **THIS SECTION**, shall be  
7       filed with the secretary of state by the policyholder upon  
8       application for a vehicle registration. The secretary of state  
9       shall not maintain the certificate of insurance received under this  
10      subsection on file.

11       (2) **BEGINNING OCTOBER 1, 2011, AN INSURER, IN CONJUNCTION WITH**

1 THE ISSUANCE OF AN AUTOMOBILE INSURANCE POLICY, SHALL PROVIDE TO  
 2 THE INSURED 1 CERTIFICATE OF INSURANCE FOR EACH INSURED VEHICLE AND  
 3 SHALL SUPPLY TO THE SECRETARY OF STATE, IN THE FORMAT AND TIMELINE  
 4 AS REQUIRED BY THE SECRETARY OF STATE, THE AUTOMOBILE INSURER'S  
 5 NAME AND THE AUTOMOBILE INSURER'S INSUREDS' NAMES, ADDRESSES,  
 6 VEHICLE IDENTIFICATION NUMBERS, AND POLICY NUMBERS. THE SECRETARY  
 7 OF STATE SHALL PROVIDE INFORMATION RECEIVED UNDER THIS SUBSECTION  
 8 TO THE DEPARTMENT OF COMMUNITY HEALTH AS REQUIRED FOR THE  
 9 DEPARTMENT OF COMMUNITY HEALTH TO COMPLY WITH 2006 PA 593, MCL  
 10 550.281 TO 550.289.

11 (3) ~~(2)~~ The secretary of state shall accept as proof of  
 12 vehicle insurance a transmission ~~, in the format required by the~~  
 13 ~~secretary of state,~~ of the insured vehicle's vehicle identification  
 14 number. ~~Vehicle identification numbers~~ **INFORMATION** received by the  
 15 secretary of state under this ~~subsection are~~ **SECTION IS**  
 16 confidential, **IS NOT SUBJECT TO THE FREEDOM OF INFORMATION ACT,**  
 17 **1976 PA 442, MCL 15.231 TO 15.246,** and shall not be disclosed to  
 18 any person except **THE DEPARTMENT OF COMMUNITY HEALTH FOR PURPOSES**  
 19 **OF 2006 PA 593, MCL 550.281 TO 550.289, OR** pursuant to an order by  
 20 a court of competent jurisdiction in connection with a claim or  
 21 fraud investigation or prosecution. The transmission to the  
 22 secretary of state of a vehicle identification number is proof of  
 23 insurance to the secretary of state for motor vehicle registration  
 24 purposes only and is not evidence that a policy of insurance  
 25 actually exists between an insurer and an individual.

26 (4) ~~(3)~~ A person who supplies false information to the  
 27 secretary of state under this section or who issues or uses an

1 altered, fraudulent, or counterfeit certificate of insurance is  
2 guilty of a misdemeanor punishable by imprisonment for not more  
3 than 1 year, or a fine of not more than \$1,000.00, or both.

4 Enacting section 1. Section 3101b of the insurance code of  
5 1956, 1956 PA 218, MCL 500.3101b, is repealed.

6 Enacting section 2. This amendatory act does not take effect  
7 unless Senate Bill No. 442

8 of the 96th Legislature is enacted into law.