**A** **BILL**

TO AMEND CHAPTER 77, TITLE 38 OF THE 1976 CODE, RELATING TO RESTRICTIONS ON AUTOMOBILE INSURANCE POLICIES ISSUED OR DELIVERED IN THIS STATE, BY ADDING SECTION 38‑77‑127 TO PROHIBIT INDIVIDUALIZED, ELECTRONIC MONITORING OF DRIVING HABITS FOR THE PURPOSE OF TRANSMITTING USAGE‑BASED DATA OF INSURED DRIVERS OF THIS STATE TO AUTOMOBILE INSURERS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Chapter 77, Title 38 of the 1976 Code is amended by adding:

“Section 38‑77‑127. An automobile insurance policy may not be issued or delivered in this State to the owner of a motor vehicle or may not be issued or delivered by an insurer licensed in this State upon a motor vehicle then principally garaged or principally used in this State, that provides automobile insurers access to usage‑based data collected by wireless, electronic, aftermarket hardware devices or other similar devices attached to automobiles for the purpose of transmitting information relating to driving habits, including, but not limited to, an insured’s distance traveled, hours of use, location, braking, or acceleration.”

SECTION 2. Any automobile insurance policy issued or delivered to the owner of a motor vehicle in this State by an insurer licensed in this State, as of the effective date of this act, utilizing such a device is exempt from this act, but any subsequent renewal

or purchase of automobile insurance relating to such a device after the effective date of this act is prohibited.

SECTION 3. This act takes effect upon approval by the Governor.

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