

## Md. Insurance Code Ann. § 33-104

Current through all legislation from the 2023 Regular Session of the General Assembly.

*Michie's™ Annotated Code of Maryland > Insurance (Titles 1 — 33) > Title 33. Insurance Data Security. (§§ 33-101 — 33-109)*

### § 33-104. Prompt investigation of cybersecurity event — Duties of carrier and necessary steps.

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- (a) If a carrier learns that a cybersecurity event has or may have occurred, the carrier or an outside vendor or service provider designated to act on behalf of the carrier shall conduct a prompt investigation.
- (b) During the investigation, the carrier or an outside vendor or service provider designated to act on behalf of the carrier, shall, at a minimum:
  - (1) determine as much of the following information as possible:
    - (i) whether a cybersecurity event has occurred;
    - (ii) the nature and scope of the cybersecurity event; and
    - (iii) identification of nonpublic information that may have been involved in the cybersecurity event; and
  - (2) perform or oversee reasonable measures to restore the security of the information systems compromised in the cybersecurity event to prevent further unauthorized acquisition, release, or use of nonpublic information in the carrier's possession, custody, or control.
- (c) If a carrier learns that a cybersecurity event has or may have occurred in a system maintained by a third-party service provider, the carrier shall complete the steps listed in subsection (b) of this section or confirm and document that the third-party service provider has completed those steps.
- (d) A carrier shall:
  - (1) maintain records concerning all cybersecurity events for a period of at least 5 years from the date of the cybersecurity event; and
  - (2) produce the records on demand of the Commissioner.

### History

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2022, ch. 231, § 1.

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