

BEFORE THE COMMISSIONER OF INSURANCE

STATE OF GEORGIA

NOTICE OF INTENT TO ADOPT RULE CHANGES AND NOTICE OF HEARING

Notice is hereby given pursuant to the Georgia Administrative Procedure Act, O.C.G.A. Sections 50-13-3, 50-13-4, 50-13-6, 50-13-21, and, 33-2-9 of the following proposals by the Commissioner of Insurance to amend the Rules and Regulations of the Office of the Commissioner of Insurance.

The Rules and Regulations of the Office of the Commissioner of Insurance are proposed to be amended by amending the Rule and Regulation Chapter entitled "Regulations Regarding Agents, Subagents, Counselors, Adjusters, Surplus Lines, Brokers, and Agencies" by the following actions:

- Repealing Regulation 120-2-3-.47 entitled "Violations" and adopting in lieu thereof Regulation 120-2-3-.47 entitled "Self Storage Provider."
- Repealing Regulation 120-2-3-.48 entitled "Severability" and adopting in lieu thereof Regulation 120-2-3-.48 entitled "Violations"
- Adopting Regulation 120-2-3-.49 entitled "Severability."

SYNOPSIS AND EXPLANATION OF PROPOSED RULE CHANGES

During the most recent session of the Georgia General Assembly, House Bill 463 passed both chambers of the legislative body. The Bill was subsequently signed by the Governor and became effective July 1, 2012. The Bill made statutory changes to O.C.G.A. Section 33-23-12. Those changes provide for the sale of individual insurance coverage by limited licenses on personal property stored in self-service storage facilities. The primary purpose of the proposed regulatory changes described herein is to incorporate the statutory changes into the Rules and Regulations of the Office of the Commissioner of Insurance.

The full text of the proposed regulatory changes to Regulation Chapter 120-2-3 entitled "Regulations Regarding Agents, Subagents, Counselors, Adjusters, Surplus Lines, Brokers, and Agencies" is attached hereto and made a part hereof by reference.

SCHEDULE

The aforesaid proposals, which are being forwarded to the Attorney General for approval as to legality pursuant to O.C.G.A. Section 33-2-9, are now on file in the Administrative Procedure Division of the Office of Commissioner of Insurance, 1016 West Tower, Floyd Building, Two Martin Luther King, Jr. Drive, Atlanta, Georgia 30334, and are hereby declared to be a public record as follows:

Interested persons may participate in the proposed rulemaking process by submitting

their written comments to **Vince Wiegand, Administrative Procedure Division, Office of Commissioner of Insurance, 1016 West Tower, Floyd Building, Two Martin Luther King, Jr. Drive, Atlanta, Georgia 30334. All comments must be received by the Administrative Procedure Division by 4:30 P.M. on October 19, 2012.** Interested persons may also participate in the proposed rulemaking by submitting oral comments at the hearing to commence at **10:00 A.M. on October 25, 2012, in the Hearing Room of the Office of Commissioner of Insurance, Seventh Floor, West Tower, Floyd Building, Two Martin Luther King, Jr. Drive, Atlanta, Georgia 30334.**

Oral presentations at the hearing may be limited to five (5) minutes per person in order to afford all interested persons an opportunity to be heard. If you have a physical impairment and require assistance or have any questions regarding this notice, please contact the Administrative Procedure Division.

Based upon full consideration of all written and oral comments regarding the above matters, the Commissioner of Insurance may reject or adopt the proposed rules or may make changes to the proposed rules which may require another rulemaking hearing.

Given under my Hand and Official Seal this _____ day of September, 2012.

RALPH T. HUDGENS
COMMISSIONER OF INSURANCE
STATE OF GEORGIA

Direct All Correspondence To:
Vince Wiegand
Administrative Procedure Division
916 West Tower, Floyd Building
2 Martin Luther King, Jr. Drive
Atlanta, Georgia 30334
Telephone Number (404) 651-6503
vwiegand@oci.ga.gov