

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 by taking the following actions:

- Amending Regulation 120-2-3-.08 entitled "Prelicensing Course and Provider Approval"
- Repealing Regulation 120-2-3-.48 entitled "Violations" and adopting in lieu thereof 120-2-3-0.26-.48 entitled "Navigator"
- Repealing Regulation 120-2-3-.49 entitled "Severability" and adopting in lieu thereof Regulation 120-2-3-.49 entitled "Violations"
- Adding Regulation 120-2-3-.50 entitled "Severability."

SYNOPSIS AND EXPLANATION OF PROPOSED RULE CHANGES

The purpose of the proposed regulations is to implement changes to Title 33 of the Georgia Code which resulted from HB 198 passing both chambers of the Georgia General Assembly and being signed into law by the Governor on May 6, 2013. The General Assembly found that the provisions of the federal Patient Protection and Affordable Care Act may cause the formation of health insurance exchanges operating in Georgia under federal law and the employment of navigators whose role will be to direct individuals and companies to health insurance policies. The General Assembly further found that those navigators need to be regulated by the state to ensure that they are knowledgeable in the subject matter of individual and group health insurance plans in order to avoid substantial risk to the health, safety, and welfare of the residents of this state. The full text of the proposed regulations are 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 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 July 26, 2013**. Interested persons may also participate in the proposed rulemaking by submitting oral

comments at the hearing to commence at 9:30 a.m. on July 30, 2013. 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 27th day of June, 2013.



RALPH T. HUDGENS
INSURANCE AND SAFETY FIRE COMMISSIONER
STATE OF GEORGIA

Direct All Correspondence To:
Administrative Procedure Division
Attention: Vincent C. Wiegand, Director
1016 West Tower, Floyd Building
2 Martin Luther King, Jr. Drive
Atlanta, Georgia 30334
vwiegand@oci.ga.gov
Telephone Number (404)651-6503

