

House File 463

H-1083

1 Amend House File 463 as follows:

2 1. Page 1, line 8, by striking <public policy> and inserting
3 <Iowa law>

4 2. Page 1, by striking lines 9 through 19 and inserting:

5 <b. If the commissioner of insurance determines that all or
6 part of a policy or a policy form violates paragraph "a", the
7 commissioner shall provide notice to the carrier. The notice
8 shall do all of the following:

9 (1) Specify any provisions of the policy or the policy form
10 that do not comply with this subsection, or that do not comply
11 with the rules adopted by the division pursuant to chapter 17A
12 to implement and administer this subsection.

13 (2) Provide the specific reasons for the commissioner's
14 disapproval of the policy or the policy form.

15 c. A carrier shall have twenty days after receipt of a
16 notice under paragraph "b" to request a hearing to contest
17 the commissioner's notice. The hearing shall be conducted
18 pursuant to chapter 17A. If the hearing results in a decision
19 that affirms the commissioner's notice, the decision shall
20 be provided to the carrier in writing and shall specify the
21 reasons for the commissioner's decision. After receipt of the
22 commissioner's decision, it shall be unlawful for the carrier
23 to issue a policy that contains the provisions specified in
24 the decision, or to continue to enforce any policy provisions
25 specified in the decision.

26 d. If within twenty days of receipt of a notice under
27 paragraph "b" a carrier fails to request a hearing to contest
28 the commissioner's notice, it shall be unlawful for the carrier
29 to issue a policy that contains the provisions specified in
30 the notice, or to continue to enforce any policy provisions
31 specified in the notice.>

32 3. Page 2, line 9, by striking <public policy> and inserting
33 <Iowa law>

34 4. Page 2, line 14, by striking <17> and inserting <17A>

35 5. Title page, by striking lines 1 through 2 and inserting

1 <An Act relating to approval of policies and policy forms by
2 the commissioner of insurance.>

LUNDGREN of Dubuque